

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Johnson et al. )  
Application No.: 10/623,957 ) Examiner: David C. Comstock  
 ) Art Unit 3733  
Filed: July 21, 2003 ) Confirmation No. 6059  
 )  
TISSUE DISTRACTION DEVICE ) September 19, 2007

*Entry recommended  
OL  
9/25/07*

**SUBMISSION OF TERMINAL DISCLAIMER**

Mail Stop AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated July 2, 2007, please consider the following submission. This submission is being filed within the three-month period for response (to and including October 2, 2007) so no extension of time or associated fees are believed to be due. However, the Commissioner is requested to provide any extensions that may be necessary and is authorized to deduct any associated fees from Deposit Account 13-0014.